



County of Fairfax, Virginia

FAX COVER SHEET

This fax may contain confidential information and is intended only for the individual named below. If you have received this communication in error, please notify us immediately by phone and return the original message to us at the address below.

DATE: 9/8/06

TO: Amigo Wade

FAX NUMBER: 804-371-8705

NUMBER OF PAGES (including cover): 4

RE: Public-Private Transportation Act (PPTA)

FROM: Katharine Ichter

PHONE NUMBER: 703-324-1100

FAX NUMBER: 703-968-8984

NOTE:

SENDER'S INITIALS: mc

Fairfax County Department of Transportation
12055 Government Center Parkway, Suite 1034
Fairfax, VA 22035-5500
Phone: (703) 324-1100 TTY: (703) 324-1102
Fax: (703) 324 1450
www.fairfaxcounty.gov/fcdot





County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

September 8, 2006

Mr. Amigo Wade
Division of Legislative Services
General Assembly Building
910 Capitol Street
Richmond, Virginia 23219

Dear Mr. Wade:

Fairfax County Department of Transportation (FCDOT) is pleased to have the opportunity to submit comments on proposed edits to guidelines for the Public-Private Transportation Act of 1995, as amended (PPTA).

FCDOT believes the revised PPTA guidelines should require unsolicited and solicited proposals to fully document the public benefits of the proposal. The PPTA process must reflect all aspects of public benefit emanating from a PPTA proposal and any and all cost savings to the commonwealth and local governments. All proposals, both unsolicited and solicited, must provide guarantees of cost savings to the commonwealth and/or local governments, otherwise they can and should be disregarded by the commonwealth during the evaluation process or during the planning and design phase. Sample language is provided which addresses these issues.

Thank you for the opportunity to comment on proposed edits to the PPTA guidelines.

Sincerely,

Katharine D. Ichter, P.E., Director
Fairfax County Department of Transportation

Attachment a/s

Fairfax County Department of Transportation
12055 Government Center Parkway, Suite 1034
Fairfax, VA 22035-5500
Phone: (703) 324-1100 TTY: (703) 324-1102
Fax: (703) 324 1450
www.fairfaxcounty.gov/fcdot



Proposed Changes to PPTA of 1995, as amended

Submitted by:
Fairfax County Department of Transportation

Section 1.2 PPTA Goals and Principles

- Add a paragraph indicating that the proposals must document the benefits to the public. This should include items such as proposed vs programmed implementation of project; burden of project risk shifted from public to private sector; burden of project financing undertaken by the private sector; impact of transportation improvement on local land use and levels of service/congestion relief; total cost savings to the commonwealth and local governments.

Section 5.1.2,

Page 19, Line 22:

Modify sentence to read "...the IRP will also include three..."

Page 20, Line 2

Add " v. Identify the financial, project implementation and land use benefits of the project, and guarantee the financial benefits of the proposal, at the risk to the private sector, to the commonwealth and local governments."

Section 5.1.4

Page 21, Line 16

Add "4. The proposal has demonstrated and guaranteed immediate and long-term financial benefit to the commonwealth and local governments."

Section 6.2

Page 26, Line 38

Add "Do the public entities (commonwealth, local governments) have a reduced level of financial participation (immediate and long-term) based on the financing strategies, assignment of risk or reduced cost of the project based on the implementation schedule than would have occurred through normal project programming?"

Add "Does the proposal include user fees as a mechanism for financing the project and does the proposal identify the current and future levels of user fees required to support the financial plan and the impact of these fees on the community?"

Section 7.1

Page 31, Line 38

Add "The right of the Department to assign the interim agreement or comprehensive agreement during planning, design, or construction to a successor or assignee without the approval of the private entity."